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1 [The court-martial was called to order at 1507, 26 June 2013.]

2 MJ: Court is called to order. We are in closed session,
3 however there are people in the gallery. It is--and the witness is
4 back on the witness stand. Major Fein, would you like to describe,
5 for the record, who is here?

6 TC[MAJ FEIN]: Yes, ma'am. Ma'am, all parties when the court
7 last recessed are again present, including the Court's paralegal, the
8 bailiff, Mr. Prather, the defense security experts, military police,
9 U.S. government officials, and the defense--or, excuse me, the
10 prosecution security expert and paralegal. Also, this session is
11 classified at the SECRET (b) (1) (B) level. And, prior to this session
12 beginning, the court security officer filled out the checklist which
13 will be filed with the allied papers with the Court--or in the
14 record, excuse me.

15 MJ: All right. Before we begin, let me ask a question.
16 Obviously, my NIPR computer is not present and I normally take notes
17 via automation, so I now have a white pad for notes. What is the
18 current plan for my notes? How will they be marked if necessary?

19 TC[MAJ FEIN]: Yes, ma'am, the court security officer will
20 control your notes, Your Honor--the Court's notes and be able to have
21 them reviewed as necessary to ensure that, if there is classified
22 information, it is properly marked and if there is not, then to

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1 notify the Court so the Court can--you may use your notes freely on
2 your NIPR machine.

3 MJ: All right. And I assume both sides--their security
4 officers have a procedure in place to ensure that your written work
5 product has the same procedural reviews?

6 ADC[CPT TOOMAN]: Yes, ma'am.

7 TC[MAJ FEIN]: Yes, ma'am.

8 MJ: Is there anything else we need to address before we
9 proceed?

10 TC[MAJ FEIN]: No, ma'am.

11 ATC[CPT MORROW]: No, Your Honor. I just want to make the court
12 aware I'm going to ask a number of foundational questions that we'll
13 repeat when we're--I'll repeat from when we were in open session just
14 so that it will be the same--that everyone will understand where I'm
15 going, essentially.

16 MJ: All right. And, once again, Government, you have a
17 position--a system in place, now, for doing a transcript and a
18 classified review of this session pursuant to----

19 TC[MAJ FEIN]: Yes, ma'am, and----

20 MJ: ----the plan you presented me?

21 TC[MAJ FEIN]: Yes, ma'am, and when we go into open session, the
22 United States will offer to repeat that plan on the open session.

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1 MJ: All right.

2 **REDIRECT EXAMINATION**

3 **Questions by the assistant trial counsel [CPT MORROW]:**

4 Q. Agent Shaver, I'd like to discuss log files collected from
5 the Central Intelligence Agency. Did you examine those log files?

6 A. Yes, sir, I did.

7 Q. And what exactly was collected by CCIU?

8 A. There was two sets of log files; one for the Open Source
9 Center and one for the

10 Q. And let's--in this session, let's talk about the
11 (b) (1), (3) log files. Do you recall whether PFC Manning had
12 an account that would have allowed him access to the

13 (b) (1), (3)
14 A. Yes, sir, he did.

15 Q. And what was that account name?

16 A. It was "bradley.e.manning."

17 Q. And what kind of information was captured in the
18 audit log files?

19 A. Dates and times, user account, the IP address, files--
20 requested files viewed.

21 Q. And when you say, "files viewed," did it have the file
22 name? How was the file--do you----

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1 A. It----

2 Q. ----how does it appear in the log files?

3 A. It would say, "File viewed" and have the file name.

4 Q. I'm retrieving what's been marked as Prosecution Exhibits

5 166 and 167 for identification. I'm showing the defense counsel.

6 I'm handing the witness what's been marked as Prosecution Exhibits

7 166 and 167 for identification. Can you take a look at those,

8 please?

9 A. [Examining PE 166 and 167 for ID.] Yes, sir.

10 Q. Now, do you recognize those documents?

11 A. Yes, sir, I do.

12 Q. And what are they?

13 A. They're (b) (1) (E)

14 (b) (1) (E)

15 ATC[CPT MORROW]: Permission to publish, Your Honor?

16 MJ: Go ahead.

17 [The assistant trial counsel published PE 167 for identification on

18 the overhead.]

19 Q. Agent Shaver, I'm just going to show you the first page of

20 the document that was marked "Confidential."

21 MJ: And that's Prosecution Exhibit--what?

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1 ATC[CPT MORROW]: That is Prosecution Exhibit 167 for
2 identification.

3 [Examination of the witness continued.]

4 Q. So, Agent Shaver, you said you--the file that was viewed in
5 the log files had a title or something or at least had a name. Can
6 you describe that, please?

7 A. Yes, sir, it was a series of letters and numbers, but it
8 wasn't, like, a common name like, in this case, like

9 (b) (1) (B) it was a bunch of numbers.

10 Q. Okay. And what is the title of this document?

11 A. (b) (1) (B)

12 (b) (1) (B)

13 Q. Now, did you see--did you observe the user account
14 associated with PFC Manning access this document on the (b) (1) (B)

15 A. Yes, sir.

16 MJ: And what--approximately what time frame, do you recall?

17 A. No, sir, I don't; it was March 2010.

18 ATC[CPT MORROW]: Okay. I'm now publishing what's been marked
19 as Prosecution Exhibit 166 for identification.

20 Q. And what's the title of this document?

21 A. (b) (1) (B)

22 (b) (1) (B)

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1 Q. And, again, when you--did you see this document accessed in
2 the (b) (1) (B) logs?

3 A. I did, sir.

4 Q. And how did the document appear in the (b) (1) (B) logs,
5 themselves?

6 A. It was not named--it was named with numbers and some
7 letters, but nothing like (b) (1) (B) or anything like that.

8 ATC[CPT MORROW]: I am removing the first page of Prosecution
9 Exhibit 166 for identification from the ELMO.

10 Q. Agent Shaver, now, you said you saw both of these documents
11 accessed by the Bradley Manning user account in the (b) (1) (B) logs, is
12 that correct?

13 A. Yes, sir.

14 Q. Did you see any evidence on any other machines or on any
15 other log files that suggested that these documents were placed on
16 some other piece of media associated with PFC Manning?

17 A. Yes, sir. Within .22, in the bradley.manning user profile,
18 files with--named (b) (1) (B) appeared in several locations.

19 ATC[CPT MORROW]: I'm retrieving what's been marked as
20 Prosecution Exhibit 154 for identification--154. I'm showing the
21 defense counsel.

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1 Q. Agent Shaver, I'm handing you what's been marked as
2 Prosecution Exhibit 154 for identification. Do you recognize that
3 document?

4 A. Yes, sir.

5 MJ: And what is it?

6 A. This is a document I created. This is a summary--this is
7 an excerpt of the Intelink--or, excuse me, an excerpt of the
8 index.dat file from the bradley.manning user profile from the .22
9 computer.

10 Q. Now, the index.dat file is a large file, is that correct?

11 A. Yes, sir.

12 Q. How is this particular document created?

13 A. Sir, I filtered on the (b) (1) (B) and
14 also on the keyword "blah.zip."

15 ATC[CPT MORROW]: Permission to publish, Your Honor?

16 MJ: Go ahead.

17 [The assistant trial counsel published PE 154 for identification on
18 the overhead.]

19 Q. Agent Shaver, I'd just like you to sort of describe, if you
20 could, line-by-line the activity you're observing in the index.dat
21 file.

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1 A. Yes, sir. The first line I've got March 17th, 2010, the
2 user account bradley.manning visited the file--that means it's
3 physically located on the computer--and there is a path, documents
4 and settings, bradley.manning, desktop,

5 (b) (1) (G)

6 Q. So where was this document located on March 17th, 2010?

7 A. This document was located on the desktop of the user
8 profile bradley.manning.

9 Q. Now, describe this migration in the lines below that,
10 please.

11 A. Yes, sir. The next entry is on 21 March. It's now in--
12 from the desktop, it is moved to the "My Documents" folder. And
13 another file has joined it: (b) (1) (G) on the third
14 line down; that's March 21st. And then the--on March 22nd, the
15 folder "Blah" is now present and the two documents reside in the
16 bradley.manning user profile--the "My Documents\Blah" folder. And
17 then on--a little later on March 22nd, as well, another folder called
18 "Interesting" is introduced. So it's now--the files now exist on the
19 .22, the bradley.manning user profile, in "My (b) (1) (G)
20 Documents\Blah\Interesting." And then the last entry, on 22 March,
21 is that a file called "Blah.zip" is created and you note that the

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1 line--the second to the bottom line, the time is 13:37:11 and then at
2 13:37:45, the file "Blah.zip" is present.

3 Q. Now, I want to talk about "Blah.zip." Where else have you
4 seen "Blah.zip" in this case? What other--on what other piece of
5 media have you seen "Blah.zip" in this case--or evidence that
6 "Blah.zip" may have been present on another computer?

7 A. Correct, sir. I believe it was on the--PFC Manning's
8 personal Macintosh.

9 Q. Can you describe where it was on the personal Macintosh--or
10 if it--I mean, was the file actually there, or was it just evidence
11 that the file may have been there?

12 A. The file name was there on a mounted volume.

13 Q. What do you mean by "mounted volumes"?

14 A. I believe Mr. Johnson has testified, too, that CDs were
15 created on the .22 computer, they were named--tiers, date--tiers--the
16 date convention and that file was found in that path--that unique
17 path on the personal computer.

18 ATC[CPT MORROW]: Your Honor, the prosecution moves to admit
19 Prosecution Exhibit 154 for identification into evidence.

20 ADC[CPT TOOMAN]: No objection, ma'am.

21 ATC[CPT MORROW]: Prosecution also moves to admit Prosecution
22 Exhibits 166 and 167 for identification into evidence.

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1 ADC[CPT TOOMAN]: No objection, Your Honor.

2 MJ: All right. May I see them, please? [Receiving PE 154,
3 166, and 167 for identification.] Prosecution Exhibits 166, 167, and
4 154 for identification are admitted. And before we proceed, is there
5 any issue with saying that these exhibits, by number, have been
6 admitted in open session?

7 TC[MAJ FEIN]: No, ma'am, however, since you asked, there does
8 need to be a change at the end of this closed session with what's
9 been marked on the actual prosecution exhibit list and we'll make
10 that change with the court reporter. The term (b) (1) (B) is used and
11 we should----

12 MJ: Okay.

13 ATC[CPT MORROW]: Thank you, Agent Shaver.

14 WIT: Yes, sir.

15 **RE-CROSS EXAMINATION**

16 **Questions by the assistant defense counsel [CPT TOOMAN]:**

17 Q. Agent Shaver.

18 A. Sir.

19 Q. Now, Agent Shaver, you reviewed the (b) (1) (B)
20 and the open source logs, correct?

21 A. Yes, sir.

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1 Q. And, in your review of those logs, you saw activity beyond
2 just for these (b) (1) (B) documents, correct?

3 A. Yes, sir.

4 Q. In fact, you saw a number of searches related to things in
5 Iraq, correct?

6 A. Yes, sir.

7 Q. And nothing in your review of this evidence suggested to
8 you that WGET was ever used with respect to open source?

9 A. Correct.

10 Q. And, in your opinion, could open source--could a user have
11 employed WGET on the open source website?

12 A. I did not have an account, so I don't know. Sorry.

13 ADC[CPT TOOMAN]: Okay. Thank you, Agent Shaver.

14 MJ: Redirect?

15 ATC[CPT MORROW]: No, Your Honor.

16 MJ: All right. Agent Shaver, I have a couple of questions for
17 you.

18 **EXAMINATION BY THE COURT-MARTIAL**

19 **Questions by the military judge:**

20 Q. When you found these--Prosecution Exhibit 166 and 167, the
21 two documents-- (b) (1) (B)

22 A. Yes, ma'am.

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1 Q. ----were you able to tell, when they were on the Bradley
2 Manning user profile, where they came from?

3 A. No, ma'am, but I can see the file names were there and then
4 to look at the log files--the OSC logs, excuse me, the (b) (1) (B)
5 would show that the files were viewed and once they are viewed, they
6 would be presented to your computer and it would be easy to File,
7 Save As.

8 Q. But the files were reviewed from where?

9 A. They were on the .22 and the (b) (1) (B) logs capture that.

10 Q. And were you involved the NIPRNET computer that was in the
11 supply room?

12 A. .19?

13 Q. I don't know.

14 ATC[CPT MORROW]: Yes, Your Honor, the IP address is .19.

15 MJ: Yes.

16 A. I--no, ma'am, I was--as a supervisor, I reviewed Al
17 Williamson's report, but I did not do the--conduct the examination.

18 MJ: Thank you.

19 WIT: Yes, ma'am.

20 MJ: Any follow-up based on that?

21 ATC[CPT MORROW]: No, Your Honor.

22 ADC[CPT TOOMAN]: No, ma'am.

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1 MJ: All right. Is there anything else we need to do in closed
2 session?

3 ATC[CPT MORROW]: No, Your Honor.

4 ADC[CPT TOOMAN]: No, Your Honor.

5 MJ: Okay. Well, I told everybody we're going to be starting at
6 1600, so why don't we go ahead and take a recess until 1600 and then
7 come back into court?

8 TC[MAJ FEIN]: Yes, ma'am, and we also--may we have a short 802
9 prior to that to talk about tomorrow's schedule?

10 MJ: Certainly. What time do you want to do it?

11 TC[MAJ FEIN]: Maybe a quarter till, ma'am?

12 MJ: Okay. That works. Are we going to have the witness back
13 for the open session?

14 TC[MAJ FEIN]: Yes, ma'am.

15 ATC[CPT MORROW]: We do, Your Honor; I need to ask a few more
16 questions about the Open Source Center logs in an open session.

17 MJ: All right.

18 [The witness was duly warned, temporarily excused, and withdrew from
19 the courtroom.]

20 MJ: Anything else we need to do at this time before we recess
21 the closed session?

22 TC[MAJ FEIN]: No, ma'am.

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1 MJ: All right. I notice, now, it's--again, it's 1525. Court
2 is in recess.
3 [The court-martial recessed at 1524, 26 June 2012.]

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